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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,)	No. CR 07-00524 - JW
)	
Plaintiff,)	GOVERNMENT'S SENTENCING
)	MEMORANDUM
v.)	
)	
CEFERINO ORTIZ, aka "CEFE")	
)	
Defendant.)	
)	

Defendant Ceferino Ortiz comes before the court for sentencing pursuant to a plea agreement under Rules 11(c)(1)(A) and 11(c)(1)(B) of the Federal Rules of Criminal Procedure, having pled guilty to count one of the captioned indictment charging conspiracy to distribute 50 grams or more of methamphetamine, in violation of 21 U.S.C. §§ 846, 841(a)(1), and 841(b)(1)(A)(viii).

U.S. Probation is in agreement with the parties' U.S.S.G. calculations, which establish a range of 121-151 months. The Government concurs with Probation's recommendation of a low end sentence, that is, 121 months incarceration to be followed by five years of supervised

1 release (with conditions to be fixed by the Court), no fine, and a \$100 special assessment, with
2 no restitution or forfeiture to be imposed.

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4 JOSEPH P. RUSSONIELLO
5 United States Attorney
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7 Dated: 5/30/08

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9 THOMAS M. O'CONNELL
10 Assistant United States Attorney
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